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STATE BAR OF CALIFORNIA
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**PUBLIC MATTER
FILED**

DEC 20 2018

STATE BAR COURT CLERK'S OFFICE
SAN FRANCISCO

STATE BAR COURT
HEARING DEPARTMENT - SAN FRANCISCO

In the Matter of:) Case Nos. 18-O-16529; 18-N-16452
DOUGLAS EDWARD STEIN,) NOTICE OF DISCIPLINARY CHARGES
No. 131248,)
A Member of the State Bar.)

NOTICE - FAILURE TO RESPOND!

**IF YOU FAIL TO FILE A WRITTEN ANSWER TO THIS NOTICE
WITHIN 20 DAYS AFTER SERVICE, OR IF YOU FAIL TO APPEAR AT
THE STATE BAR COURT TRIAL:**

- (1) YOUR DEFAULT WILL BE ENTERED;**
- (2) YOUR STATUS WILL BE CHANGED TO INACTIVE AND YOU
WILL NOT BE PERMITTED TO PRACTICE LAW;**
- (3) YOU WILL NOT BE PERMITTED TO PARTICIPATE FURTHER IN
THESE PROCEEDINGS UNLESS YOU MAKE A TIMELY MOTION
AND THE DEFAULT IS SET ASIDE, AND;**
- (4) YOU SHALL BE SUBJECT TO ADDITIONAL DISCIPLINE.
SPECIFICALLY, IF YOU FAIL TO TIMELY MOVE TO SET ASIDE
OR VACATE YOUR DEFAULT, THIS COURT WILL ENTER AN
ORDER RECOMMENDING YOUR DISBARMENT WITHOUT
FURTHER HEARING OR PROCEEDING. SEE RULE 5.80 ET SEQ.,
RULES OF PROCEDURE OF THE STATE BAR OF CALIFORNIA.**



1 The State Bar of California alleges:

2 JURISDICTION

3 1. Douglas Edward Stein ("respondent") was admitted to the practice of law in the State
4 of California on December 11, 1987, was a member at all times pertinent to these charges, and is
5 currently a member of the State Bar of California.

6 COUNT ONE

7 Case No. 18-O-16529
8 Business and Professions Code, section 6068(k)
9 [Failure to Comply with Conditions of Probation]

10 2. Respondent failed to comply with conditions attached to respondent's disciplinary
11 probation in State Bar Case no. 15-O-10110 as follows, in willful violation of Business and
12 Professions Code, section 6068(k), by:

- 13 A. Failing to timely schedule his initial meeting with the Office of Probation within
14 30 days of the effective date of his discipline order;
- 15 B. Failing to timely submit his Quarterly Report due to the Office of Probation by
16 July 10, 2018;
- 17 C. Failing to timely update his official membership records address within 10 days of
18 a change of address;
- 19 D. Failing to pay restitution to his client and to furnish proof of payment in his
20 Quarterly Report due to the Office of Probation by July 10, 2018;
- 21 E. Failing to submit his Quarterly Report due to the Office of Probation by October
22 10, 2018; and
- 23 F. Failing to pay restitution to his client and to furnish proof of payment with his
24 Quarterly Report due to the Office of Probation by October 10, 2018.
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COUNT TWO

Case No. 18-N-16452
California Rules of Court, Rule 9.20
[Failure to Obey Rule 9.20]

3. Respondent failed to timely notify his client (the Guardian Ad Litem for several minor children), as required by California Rules of Court, rule 9.20(a)(1), and timely notify opposing counsel and file a copy of the notice required by California Rules of Court, rule 9.20(a)(4), in *McGuire-Meder vs. Roman Catholic Bishop of Sacramento* (Sacramento Superior Court Case No. 34-2015-00175576-CU-PO-GDS), in which respondent was counsel of record, as required by Supreme Court order in Case no. S245982, in willful violation of California Rules of Court, rule 9.20. (A true and correct copy of the rule 9.20 order is attached hereto as Exhibit 1 and is incorporated by reference.)

NOTICE - INACTIVE ENROLLMENT!

YOU ARE HEREBY FURTHER NOTIFIED THAT IF THE STATE BAR COURT FINDS, PURSUANT TO BUSINESS AND PROFESSIONS CODE SECTION 6007(c), THAT YOUR CONDUCT POSES A SUBSTANTIAL THREAT OF HARM TO THE INTERESTS OF YOUR CLIENTS OR TO THE PUBLIC, YOU MAY BE INVOLUNTARILY ENROLLED AS AN INACTIVE MEMBER OF THE STATE BAR. YOUR INACTIVE ENROLLMENT WOULD BE IN ADDITION TO ANY DISCIPLINE RECOMMENDED BY THE COURT.

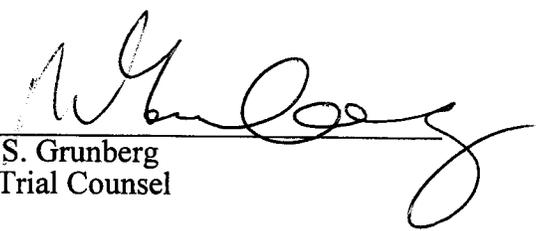
NOTICE - COST ASSESSMENT!

IN THE EVENT THESE PROCEDURES RESULT IN PUBLIC DISCIPLINE, YOU MAY BE SUBJECT TO THE PAYMENT OF COSTS INCURRED BY THE STATE BAR IN THE INVESTIGATION, HEARING AND REVIEW OF THIS MATTER PURSUANT TO BUSINESS AND PROFESSIONS CODE SECTION 6086.10.

Respectfully submitted,

THE STATE BAR OF CALIFORNIA
OFFICE OF CHIEF TRIAL COUNSEL

DATED: December 20, 2018

By: 

Rachel S. Grunberg
Senior Trial Counsel

SUPREME COURT
FILED

MAR 01 2018

Jorge Navarrete Clerk

(State Bar Court No. 15-O-10110)

S245982

IN THE SUPREME COURT OF CALIFORNIA

Deputy

En Banc

In re DOUGLAS EDWARD STEIN on Discipline

The court orders that Douglas Edward Stein, State Bar Number 131248, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. Douglas Edward Stein is suspended from the practice of law for a minimum of the first year of probation, and he will remain suspended until the following conditions are satisfied:
 - i. He makes restitution to Jaroslaw Waszczuk in the amount of \$14,694.33 plus 10 percent interest per year from June 2, 2014 (or reimburses the Client Security Fund, to the extent of any payment from the Fund to Jaroslaw Waszczuk, in accordance with Business and Professions Code section 6140.5) and furnishes satisfactory proof to the State Bar's Office of Probation in Los Angeles; and
 - ii. If he remains suspended for two years or more as a result of not satisfying the preceding condition, he must also provide proof to the State Bar Court of his rehabilitation, fitness to practice and present learning and ability in the general law before his suspension will be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.2(c)(1).)
2. Douglas Edward Stein must also comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on October 24, 2017.
3. At the expiration of the period of probation, if Douglas Edward Stein has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

EXHIBIT

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Douglas Edward Stein must also take and pass the Multistate Professional Responsibility Examination during the period of his suspension and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Douglas Edward Stein must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-third of the costs must be paid with his membership fees for each of the years 2019, 2020, and 2021. If Douglas Edward Stein fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

CANTIL-SAKAUYE

Chief Justice

I, Jorge Navarrete, Clerk of the Supreme Court of the State of California, do hereby certify that the preceding is a true copy of an order of this Court as shown by the records of my office.

Witness my hand and the seal of the Court this

day of MAR 01 2018

By: [Signature]
Deputy

DECLARATION OF SERVICE

by

U.S. FIRST-CLASS MAIL / U.S. CERTIFIED MAIL / OVERNIGHT DELIVERY / FACSIMILE-ELECTRONIC TRANSMISSION

CASE NUMBER(s): 18-O-16529; 18-N-16452

I, the undersigned, am over the age of eighteen (18) years and not a party to the within action, whose business address and place of employment is the State Bar of California, 180 Howard Street, San Francisco, California 94105, declare that:

- on the date shown below, I caused to be served a true copy of the within document described as follows:

NOTICE OF DISCIPLINARY CHARGES



By U.S. First-Class Mail: (CCP §§ 1013 and 1013(a))

- in accordance with the practice of the State Bar of California for collection and processing of mail, I deposited or placed for collection and mailing in the City and County of San Francisco.



By U.S. Certified Mail: (CCP §§ 1013 and 1013(a))



By Overnight Delivery: (CCP §§ 1013(c) and 1013(d))

- I am readily familiar with the State Bar of California's practice for collection and processing of correspondence for overnight delivery by the United Parcel Service ('UPS').



By Fax Transmission: (CCP §§ 1013(e) and 1013(f))

Based on agreement of the parties to accept service by fax transmission, I faxed the documents to the persons at the fax numbers listed herein below. No error was reported by the fax machine that I used. The original record of the fax transmission is retained on file and available upon request.



By Electronic Service: (CCP § 1010.6)

Based on a court order or an agreement of the parties to accept service by electronic transmission, I caused the documents to be sent to the person(s) at the electronic addresses listed herein below. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.



(for U.S. First-Class Mail) in a sealed envelope placed for collection and mailing at San Francisco, addressed to: (see below)



(for Certified Mail) in a sealed envelope placed for collection and mailing as certified mail, return receipt requested, Article No.: 9414 7266 9904 2112 6653 94 at San Francisco, addressed to: (see below)



(for Overnight Delivery) together with a copy of this declaration, in an envelope, or package designated by UPS, Tracking No.: addressed to: (see below)

Person Served	Business-Residential Address	Fax Number	Courtesy Copy to:
Douglas Edward Stein	Douglas Edward Stein 4601 P Street Sacramento, CA 95819-4446	Electronic Address	

via inter-office mail regularly processed and maintained by the State Bar of California addressed to:

N/A

I am readily familiar with the State Bar of California's practice for collection and processing of correspondence for mailing with the United States Postal Service, and overnight delivery by the United Parcel Service ('UPS'). In the ordinary course of the State Bar of California's practice, correspondence collected and processed by the State Bar of California would be deposited with the United States Postal Service that same day, and for overnight delivery, deposited with delivery fees paid or provided for, with UPS that same day.

I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date on the envelope or package is more than one day after date of deposit for mailing contained in the affidavit.

I declare under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct. Executed at San Francisco, California, on the date shown below.

DATED: December 20, 2018

SIGNED:

Victoria Gotera

Victoria Gotera
Declarant